

ORDINANCE NUMBER 1

SERIES 1967

AN ORDINANCE TO AMEND ORDINANCE NO. 9, SERIES 1964.

THE CITY OF ELGIN ORDAINS AS FOLLOWS:

SECTION 1. Ordinance No. 9, Series 1964, shall be, and is hereby, amended so that the first paragraph of Section 32 thereof shall read as follows:

A structure within the City limits of the City of Elgin which is damaged by fire or decay or otherwise to an extent of 50 per cent of the replacement value on the date of determination of the damage, shall not be rebuilt unless the entire structure when rebuilt conforms to this code. When the damage is less than 50 per cent of the replacement value, the structure may be rebuilt but not to extend beyond the exterior surfaces of the original structure, and the reconstruction shall provide only for the replacement of damaged portions of the structure, with no basic improvement over its original condition, unless the entire structure, when rebuilt, conforms to this code.

SECTION 2. Except as hereinabove particularly amended, Ordinance No. 9, Series 1964, and Section 32 thereof, shall remain in full force and effect.

PASSED this 10 day of January, 1967.

APPROVED this 10 day of January, 1967.

Robert K. Wiles
Mayor

ATTESTED and FILED this
10th day of January, 1967.

Ethel Hunt
City Recorder

ORDINANCE NO. 3

Series 1967

AN ORDINANCE PROHIBITING THE OBSTRUCTING OF STREETS, ALLIES AND SIDEWALKS; PROHIBITING THE MAINTAINING OF OBSTRUCTIONS; PROVIDING FOR THE REMOVAL THEREOF; PROVIDING FOR THE ISSUING OF PERMITS TO PLACE BUILDING MATERIAL IN THE STREETS, AND PRESCRIBING A PENALTY.

The People of the City of Elgin Do Ordain as Follows:

Section 1:

Section 1 of Ordinance No. 5, Series 1904, of the City of Elgin, be and the same is hereby amended, in part, as follows:

(a) Paragraph 1 of Section 1 is hereby repealed, and shall hereafter read as follows:

- (1) If any person or persons shall place or permit to be placed in any street or alley or upon any sidewalk within the corporate limits of the City of Elgin, any goods, wares or merchandise, wood, boxes, lumber or other material or thing, except such things as are approved by the City Council, or shall make or cause to be made any excavation or erect any building, shed, fence or other structure in any street or alley within the limits of said City thereby wholly or partially obstructing said street, alley or sidewalk, or shall in any manner whatever wholly or partially obstruct any such street, alley or sidewalk, except as hereinafter provided, and shall fail to remove such obstruction or to remove any obstruction existing at the time of the passage of this ordinance within twenty-four hours after being notified by the City Marshal to do so, the City Marshall shall remove the same and such person upon conviction thereof before the City Recorder shall be punished by a fine not less than five dollars nor more than one hundred dollars or by imprisonment in the City Jail not more than twenty days.

PASSED by the City Council this _____ day of _____, 1967.

APPROVED by the Mayor this _____ day of _____, 1967.

Mayor

ATTESTED and filed this
_____ day of _____, 1967.

City Recorder

AMMENDMENT NO. 3

Series 1967

AN ORDINANCE PROHIBITING THE OBSTRUCTING OF STREETS, ALLIES AND SIDEWALKS;
PROHIBITING THE MAINTAINING OF OBSTRUCTIONS; PROVIDING FOR THE REMOVAL THEREOF;
PROVIDING FOR THE ISSUING OF PERMITS TO PLACE BUILDING MATERIAL IN THE STREETS,
AND PRESCRIBING A PENALTY.

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PASSED by the City Council this 10th day of Oct, 1967.

APPROVED by the Mayor this 10th day of Oct, 1967.

Robert K. Wiles
Mayor

ATTESTED and filed this
10 day of Oct, 1967.

Ronald R. Schaefer
City Recorder

AN ORDINANCE REGULATING, AND IN SOME AREAS PROHIBITING, THE KEEPING OF HORSES, COWS, BURROS, MULES, GOATS, SWINE, WILD ANIMALS, RABBITS OR OTHER FUR BEARING ANIMALS, FOWL, BIRDS, BEES OR OTHER INSECTS WITHIN THE CITY OF ELGIN, OREGON.

THE CITY OF ELGIN DOES ORDAIN AS FOLLOWS:

SECTION 1: It shall be unlawful for any person, firm or corporation to keep any horse, cow, burro, mule, sheep, goat, swine, wild animal, rabbit or other fur bearing animal, fowl, bird, bees or other insects within the City of Elgin, Oregon, except as those areas and under the conditions particularly set forth. Bulls, Jackasses and Stallions are prohibited within the City Limits of Elgin.

SECTION 2: Grazing only of horses, cows, burros, mules, sheep and goats shall be lawful in the areas hereafter described if a permit is first obtained from the City Council of the City of Elgin, Oregon, but such grazing shall be lawful only if a permit is first obtained and only if in accord with the terms of such permit. Such a permit shall be designated a short-term permit, and application thereafter shall be in writing and accompanied by an application fee of One Dollar (\$1.00). A short-term permit shall be issued for ninety (90) days, not in excess of one hundred twenty (120) days in any calendar year and shall expire in any event when the forage available to the permittee will no longer sustain the animal or animals for which the permit has been issued without supplemental feeding of fodder. The areas for which a short-term permit may be issued are particularly described as follows:

The N. W. quarter and S. E. quarter of Block 8, the N. W. quarter and the S. half of Block 5, the center half of Block 4, the N. half of Block 9, all of Blocks numbered 1, 2, 11, and 12, the N. half of Block 3, and the S. half of Block 14 and the S. half of Block 37 of HINDMAN'S ADDITION to the City of Elgin, Union County, Oregon.

The S. half of Block 10, and Block 12, of NORTH ELGIN ADDITION to the City of Elgin, Union County, Oregon.

The W. half of Block 2 and the S. half of Blocks 3, 4 and 5 of SOMMER'S FIRST ADDITION to the City of Elgin, Oregon.

SECTION 3: Keeping and grazing of horses, cows, burros, mules, sheep and goats shall be lawful in the areas hereinafter described if a permit is first obtained from the City Council of the City of Elgin, Oregon, but such keeping and grazing shall be lawful only if a permit is first obtained and only if in accord with the terms of such permit. Such permit shall be designated a long-term

permit, and application therefor shall be in writing and accompanied by an application fee of One Dollar (\$1.00). A long-term permit shall expire on the 31st day of December of the year in which issued. The areas for which a long-term permit may be issued are particularly described as follows:

The S. two-thirds of Block 6, Block 7, the W. half of Block 16, Block 17, the N. half and the S. E. quarter of Block 18, Blocks 28 and 29, all of the Block situated north of Baltimore Street and East of 3rd Avenue, the W. half of Block 45, the N. half of Block 44, the E. half of Block 49, and all of Block 48 of HINDMAN'S ADDITION to the City of Elgin, Union County, Oregon.

All of STEVENSON'S ADDITION to Elgin, Union County, Oregon, EXCEPT Blocks 17, 22, 23, 24, 25, 26, 27, 28, and the E. half of 29.

Blocks 7, 8, and 9 of SOMMER'S FIRST ADDITION to the City of Elgin, Union County, Oregon, also Lot 2, Block 6.

All that part of the S. W. quarter of Section 15, Township 1 North, Range 39 EWM, presently occupied by Shaw Feed Lots.

The W. half of Block 5, the W. half of Block 8, Blocks 6 and 7, NORTH ELGIN ADDITION to the City of Elgin, Union County, Oregon.

Beginning at the point of intersection of Baltimore Street and Oregon State Highway 82 at the City limits, thence along said highway in a Southwesterly direction to Fourth Avenue, thence South on Fourth Avenue in a South and Southwesterly direction to Fifth Avenue, thence South on Fifth Avenue to the end of South Fifth Avenue, at a point on the West side of said Avenue, 440 and $\frac{1}{2}$ feet South of Cedar Street, thence West 309 feet and 8 inches, thence North 40 feet, West 60 feet, South 12 feet, West 60 feet, South 139 feet, and West 485 feet 8 inches to State highway 82, thence South along said highway to the City Limits, thence East to the Southeast corner of the City Limits, thence Northeasterly along the City Limits to the point of beginning.

SECTION 4: Neither Swine nor bees shall be kept at any place within the City of Elgin, and no new flock of fowl or birds shall be established after the adoption of this ordinance.

SECTION 5: Horses, cows, burros, mules, sheep and goats, rabbits or any other domestic animals, fowl or birds shall not be kept on a lot having an area of less than 20,000 square feet, and the number of animals over the age of six (6) months kept on any lot shall not exceed one (1) horse or cow for each 10,000 square feet of grazable area or one (1) sheep or goat for each 5,000 square feet of grazable area. The Elgin Stampede grounds excepted.

SECTION 6: It shall be unlawful for any person, firm or corporation to keep any horses, cows, burros, mules, sheep or goats in a barn, stable, shed, corral, building or enclosure located less than 100 feet from any dwelling or any place used or occupied as a dwelling except the dwelling occupied by the owner of the premises on which such animals are kept.

SECTION 7: Repair to buildings or structures used for the housing or keeping of livestock in areas in which livestock may be kept under the provisions of this ordinance is unlawful unless made subsequent to a permit for such repair obtained on application to the City Council of the City of Elgin, and must be made only in accordance with the provisions of Ordinance No. 9, Series 1964, of the City of Elgin, issuance of a permit to repair such building or structures shall not require the issuance of a permit for the keeping of animals housed therein subsequent to the expiration of any permit theretofore issued. No new structures for the housing of such livestock shall be erected within the City of Elgin, except on the Elgin Stampede property.

SECTION 8: The City Council of the City of Elgin may revoke any permit for the keeping or grazing of livestock issued hereunder when, in the opinion of such Council, such animals shall be a nuisance.

SECTION 9: No person, firm or corporation shall permit any horse, cow, mule, burro, sheep, goat, rabbit or other domestic animal or fowls, or bird, over which he has control to trespass or wander unattended over private or public property within the City of Elgin.

SECTION 10: All horses, cows, mules, burros, sheep, goats, rabbits or other domestic animals or fowls, or birds, shall be properly caged or housed and maintained in a sanitary condition at all times. All animal or poultry grain or supplies shall be stored in metal or other rodent proof receptacles. All accumulations of manure or bedding materials soiled by animal wastes in or about a stable, crate, hutch or enclosure where animals are kept shall be collected at least each second day and immediately deposited in fly-tight containers and disposed of in such manner as to eliminate fly breeding and nuisance conditions; except commercially operated feed lots which shall operate under the State and the County Sanitary Codes.

SECTION 11: This ordinance shall not apply to cats and dogs or similar household pets, except that commercial breeding or boarding of the same shall be unlawful.

SECTION 12: Any person, firm or corporation now having or keeping horses, cows, mules, burros, sheep, goats, rabbits or other like domestic animals, wild animals, fowl or birds within the area in which such keeping is prohibited shall

remove the same prior to the sixtieth (60th) day following the adoption of this ordinance, and this ordinance shall be effective, so far as such persons are concerned, sixty (60) days after its passage and adoption.

SECTION 13: The chief of police of the City of Elgin, or his representative, shall investigate complaints related to the violation of this ordinance and shall enforce the same.

SECTION 14: The owner of any property having sufficient forage for a horse forthree days may tether such horse on his property for a period not to exceed three (3) days during the week of the annual Elgin Stampede, rodeo or like celebration.

SECTION 15: All ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed.

In event a court of competent jurisdiction shall hold any section of this ordinance to be unconstitutional or unenforceable for any other reason, such holding shall not effect the other sections of this ordinance and they shall remain in full force and effect.

SECTION 16: Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not less than \$10.00 nor more than \$300.00 or by imprisonment for not in excess of thirty days or both such fine and imprisonment, and shall forfeit thereby any permit for the keeping or grazing of livestock theretofore issued to him. Each day of continued violation hereof shall be a complete and separate offence.

PASSED this _____ day of _____, 1967.

APPROVED this _____ day of _____, 1967.

Mayor

ATTESTED and FILED this

_____ day of _____, 1967.

City Recorder